

RESOLUTION NO. 6196

RESOLUTION AUTHORIZING NEGOTIATIONS FOR THE SALE OF TDA OWNED LAND TO BILL WHITE FOR COMMUNITY GARDEN USE, LOCATED SOUTH OF EAST VIRGIN STREET, BETWEEN NORTH IROQUOIS AVENUE AND THE OSAGE PRAIRIE TRAIL, TULSA, OKLAHOMA

WHEREAS, the Tulsa Development Authority (TDA) owns certain real property located south of East Virgin Street, between North Iroquois Avenue and the Osage Prairie Trail, Tulsa, Oklahoma which is available for sale and disposal according to TDA's policies; and,

WHEREAS, said real property is located within the identified flood plain, by reason of which the uses of said real property are limited; and,

WHEREAS, Bill White (Purchaser) has requested that the TDA enter into negotiations for the sale of said real property for use as a community garden; and,

WHEREAS, the TDA Executive Director has recommended that the TDA Board authorize the TDA Executive Director and General Counsel to enter into negotiations with the Purchaser for the sale of said real property in accordance with TDA policies for the disposition of real property; and,

WHEREAS, the TDA Board of Commissioners has determined that it should approve such negotiations for the sale of said real property in accordance with TDA policies, for use as a community garden.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TULSA DEVELOPMENT AUTHORITY, that:

Section 1. The Board of Commissioners of the Tulsa Development Authority does hereby authorize the TDA Executive Director and the TDA General Counsel to enter into negotiations with Bill White, the proposed Purchaser, for the execution of an agreement for the sale of the TDA owned real property located south of East Virgin Street, between North Iroquois Avenue and the Osage Prairie Trail, Tulsa, Oklahoma, for use as a community garden, in accordance with TDA policies for the disposition of real property.

Section 2. That this authorization to negotiate for the sale and redevelopment of the real estate herein described is contingent and conditioned upon the prior receipt by the Tulsa Development Authority of the written acknowledgement and agreement by the proposed Purchaser, on behalf of himself, his heirs:

- (1) That no contract with Tulsa Development Authority for the sale of the said real estate shall be in effect unless and until (a) it shall have been approved by a majority vote of the Tulsa Development Authority Board of Commissioners in a public meeting; and,
- (2) That either party shall have the right to terminate the negotiations at any time without cause and without any further liability to the other, including within such exclusion of liability, without limitation, any costs, fees or other expenses incurred by either party in the course of preparation for and/or participation in such negotiations.

Section 3. This Resolution shall take effect immediately.

PASSED and **ADOPTED** this 7th day of April, 2016.

TULSA DEVELOPMENT AUTHORITY

By: 
Roy Peters, Jr., Chairman

Approved as to legal form and adequacy:


Jot Hartley, General Counsel